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5 Attorney for Defendant

6 ROBERT CRIST

7 IN THE UNITED STATES DISTRICT COURT

8 FOR THE EASTERN DISTRICT OF CALIFORNIA

9 }

10 } Case No. 2:22-cr-00229-DJC
11 }

12 } STIPULATION AND ORDER TO CONTINUE
13 }

14 } STATUS CONFERENCE AND EXCLUDE
15 }

16 } TIME
17 }

18 } Date: August 17, 2023
19 }

20 } Time: 9:00 a.m.
21 }

22 } Judge: Hon. Daniel J. Calabretta
23 }

24 IT IS HEREBY STIPULATED by and between Phillip A. Talbert, United States
25 Attorney, through Assistant United States Attorney Emily Sauvageau, attorney for Plaintiff and
26 Federal Defender Heather E. Williams through Assistant Federal Defender Linda C. Harter,
27 attorney for ROBERT CRIST, that the status conference, currently scheduled for August 17,
28 2023, be continued to September 28, 2023 at 9:00 a.m.

29 Defense counsel was newly assigned to this case and needs to review. To date, the
30 government has produced approximately 338 Bates-stamped items in discovery. The government
31 has indicated that they are waiting on additional lab work and will produce that discovery once
32 available.

33 Defense counsel thus requires additional time to review the discovery, conduct legal
34 research related to the application of sentencing law to Mr. Crist's case, meet with her client, and
35 conduct independent investigation. The parties therefore request a T4 exclusion of time for
36 defense investigation until September 28, 2023.

Based upon the foregoing, the parties agree time under the Speedy Trial Act should be excluded from this order's date through and including September 28, 2023; pursuant to 18 U.S.C. §3161 (h)(7)(A) and (B)(iv)[reasonable time to prepare] and General Order 479, Local Code T4 based upon continuity of counsel and defense preparation.

Dated: August 10, 2023

HEATHER E. WILLIAMS
Federal Defender

/s/ Linda C. Harter
LINDA C. HARTER
Assistant Federal Defender
Attorney for Defendant
ROBERT CRIST

Dated: August 10, 2023

PHILLIP A. TALBERT
United States Attorney

/s/ *Emily Sauvageau*
EMILY SAUVAGEAU
Assistant U.S. Attorney
Attorney for Plaintiff

ORDER

IT IS HEREBY ORDERED, the Court, having received, read, and considered the parties' stipulation, and good cause appearing therefore, adopts the parties' stipulation in its entirety as its order. The Court specifically finds the failure to grant a continuance in this case would deny counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence. The Court finds the ends of justice are served by granting the requested continuance and outweigh the best interests of the public and defendant in a speedy trial.

The Court orders the time from the date the parties stipulated, up to and including September 28, 2023, shall be excluded from computation of time within which the trial of this case must be commenced under the Speedy Trial Act, pursuant to 18 U.S.C. § 3161(h)(7)(A) and(B)(iv) [reasonable time for counsel to prepare] and General Order 479, (Local Code T4). It is further ordered the August 17, 2023 status conference shall be continued until September 28, 2023, at 9:00 a.m.

Dated: August 14, 2023

/s/ Daniel J. Calabretta

THE HONORABLE DANIEL J. CALABRETTA
UNITED STATES DISTRICT JUDGE